IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

COMPANY PETITION No.292 of 1999

with

COMPANY PETITION Nos.190,301,302, 10 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE D.A.MEHTA Sd/-

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

PIYUSH MEHTA

Versus

ANJALI COATING PVT.LTD.

Appearance:

MR AC GANDHI for Petitioner No. 1

MR GC RAY for Respondent No. 1

NANAVATI & NANAVATI for Respondent No. 1

DR MAHESH THAKAR for Respondent No. 1

CORAM : MR.JUSTICE D.A.MEHTA

Date of decision: 24/04/2002

COMMON ORAL JUDGEMENT

The petitioner - Company served statutory notice dated 12-04-1999 and as there was no reply from the

respondent - Company, the present petition was filed on 17-07-1999. The Court issued notice and thereafter, it appears that the parties had arrived at an understanding. However, as the respondent - Company failed to comply with the terms of settlement arrived at between the parties, the petition was revived and ultimately admitted on 08-08-2001. The publication of advertisement which was deferred from time to time was ultimately directed to be carried out on 27-11-2001 and accordingly on 15-12-2001 advertisements have duly been published. Thereafter the matter has been adjourned from time to time and since last couple of occasions, there has been no appearance on behalf of the respondent - Company.

In view of these circumstances, it is ordered that the Respondent - Company Anjali Coating Pvt. Ltd. shall be wound up. The Official Liquidator attached to this Court is appointed as liquidator of the Company and the Official Liquidator is directed to take charge of the assets, records, documents, papers, etc. of the Company with all the powers under the Companies Act, 1956.

These petitions stand allowed accordingly.

Sd/-
(D.A.Mehta, J)
'Bhavesh'